

**STATE OF NEW MEXICO
BEFORE THE SECRETARY OF ENVIRONMENT**

**NEW MEXICO ENVIRONMENT
DEPARTMENT RESOURCE PROTECTION DIVISION
Complainant,**

v.

No. SWB 20-01(CO)

BL SANTA FE, LLC

&

**HRV HOTEL PARTNERS, LLC
Respondents.**


SECOND AMENDED SCHEDULING ORDER

Upon an Entry of Appearance for Respondent HRV Hotel Partners, LLC. filed January 10, 2022, naming Domenici Law Firm, P.C. as new counsel for HRV, and an Unopposed Motion to Vacate and Reset the January 26, 2022 Hearing, the Office of Public Facilitation held the third prehearing status conference attended by Respondent HRV and Complainant (Respondent BL Santa Fe was aware of the status conference but chose not to attend). Being fully advised in the premises, and pursuant to 20.1.5 NMAC and the parties' stipulations:

IT IS HEREBY ORDERED:

1. The January 26, 2022, hearing is hereby vacated by Order Granting Unopposed Motion To Vacate And Reset the Hearing entered January 14, 2022. To provide Respondent HRV time to complete discovery, the hearing is reset for 9:00 a.m. on March 4, 2022, and continuing on March 7, 2022 as necessary.
2. Prefiled Technical Testimony: 20.1.5 NMAC does not contemplate prefiled technical testimony.
3. Prehearing deadlines (by the close of business):

- a. Complainant's Witness List: as required by the November 23 2021 Amended Scheduling Order, Complainant filed its Witness List on December 21, 2021.
 - b. Respondent HRV's Witness List: shall be filed on or before January 31, 2022.
4. The Parties are encouraged to narrow the scope of the factual issues and/or endorse a settlement agreement in this matter. The deadline to file a settlement agreement to vacate the hearing with the Office of Public Facilitation is on or before February 18, 2022.
5. Prehearing Motion practice: The deadline to file prehearing motions (including motions in limine) is February 11, 2022. A Response shall be filed on or before February 22, 2022. The Hearing Officer will enter an order on the record on or before March 1, 2022.

**Gregory
Chakalian**  Digitally signed by
Gregory Chakalian
Date: 2022.01.15
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Gregory Chakalian, Hearing Officer

CERTIFICATE OF SERVICE

I hereby certify that on January 18, 2022, a copy of the **Second Amended Scheduling Order** was sent to the persons listed below:

Via Email:

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